IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 19TH OCTOBER 2007 / 27TH ASWINA 1929

WP(C).No. 31150 of 2007(G)

PETITIONER:

PHILIP VARGHESE, (GHC 5062),
VADAKKUNCHERRY POLICE STATION, PALAKKAD DISTRICT.

BY ADV. SRI.T.G.RAJENDRAN,
ADV. SMT.O.K.JASEETHA.

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY SECRETARY**
   HOME DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. **THE DIRECTOR GENERAL OF POLICE,**
   POLICE HEADQUARTERS, THIRUVANANTHAPURAM.

3. **THE SUPERINTENDENT OF POLICE,**
   THRISSUR.

BY GOVT. PLEADER SRI. BEJOY CHANDRAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/10/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V. GIRI ,J.

WP(C).NO. 31150 of 2007

Dated this the 19th day of October, 2007

JUDGMENT

The petitioner was originally recruited as a Police Constable in the District Armed Reserve, Kottayam as advised by the Public Service Commission. While so, he was transferred to the District Armed Reserve, Thrissur on inter district transfer. On his transfer, the petitioner forfeited his seniority in the District Armed Reserve, Kottayam. According to the petitioner, his seniority in the District Armed Reserve, Thrissur must be reckoned with reference to the date on which he joined Thrissur. Out of the 400 police constables, who were working in the District Armed Reserve, Thrissur in 1987, except 27, the others opted for transfer to local police and they were transferred. The dispute arose regarding the assignment of seniority to the persons who were transferred to the local police from two different zones, viz., Armed Battalion and Armed Reserve. According to the petitioner, the issue was decided by this Court as per Ext.P2 judgment. The petitioner's claim for assignment of his seniority with reference to the date on which he joined the District Armed Reserve, Thrissur is pending consideration before the second respondent as per Ext.P5.

2. After having heard the learned counsel for the petitioner and the learned Government Pleader, the writ petition is disposed of directing the second respondent to look into Ext.P5 and take a decision thereon, after hearing the petitioner and any other affected person, within a period of three months from the date of receipt of a copy of this judgment. Petitioner shall produce a copy of the writ petition along with the copy of this judgment.

V. GIRI, JUDGE

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